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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

**MABBOTT**

Group Art Unit: 1774

Application No. 08/716,360

Examiner: Michael E. Grendzynski

Filed: August 3, 1999

FOR: TRANSFER MATERIALS

\* \* \* \* \*

January 13, 2005

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

On January 3, 2005, the PTO mailed a Notice of Abandonment in the above-identified application. The stated reason for the application being abandoned was failure to respond to a communication mailed November 11, 2004 ("the November 11<sup>th</sup> Action"). The Applicants respectfully request under 37 CFR §1.181(a) that the holding of abandonment be withdrawn on the basis that the November 11<sup>th</sup> Action was not received by its undersigned representative prior to receiving the Notice of Abandonment.

The undersigned representative states for the record that it is his belief that the November 11<sup>th</sup> Action was not received by him or his law firm prior to receiving the Notice of Abandonment. The undersigned has inspected his law firm's file wrapper for this application, as well as his law firm's docket records for this application. This inspection did not reveal a copy of the November 11<sup>th</sup> Action. A copy of the docket record where the receipt of the November 11<sup>th</sup> Action would have been recorded, had it been received, is attached to this Petition. As can be seen by reviewing that record, there is no entry of the November 11<sup>th</sup> Action having been received.

No fee is believed to be due for this Petition. However, to the extent any fee is determined to be due, the undersigned authorizes the PTO to charge that fee to Deposit Acct. No. 03-3975 under Order No. 81069/265382.

For these reasons, it is submitted that this petition should be granted under 37 CFR §1.181(a) to withdraw the holding of abandonment.

To expedite issuance of this application, the undersigned downloaded a copy of the November 11<sup>th</sup> Action from the PAIR System, and is simultaneously filing an Amendment in response.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By: 

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**Country Application**

Friday, January 07, 2005

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**Event Log**

Event	Event Date	Document Filed
		at PTO
Copies	03-Aug-1999	<input type="checkbox"/>
ENGLISH SPECIFICATION	03-Aug-1999	<input type="checkbox"/>
Filing Fee	03-Aug-1999	<input type="checkbox"/>
Formal Drawings	03-Aug-1999	<input type="checkbox"/>
Information Disclosure	03-Aug-1999	<input type="checkbox"/>
Filing receipt received	08-Jan-2001	<input type="checkbox"/>
Amendment	30-May-2002	<input checked="" type="checkbox"/>
Appendix	30-May-2002	<input checked="" type="checkbox"/>
Assignment	30-May-2002	<input checked="" type="checkbox"/>
Extension Fee	30-May-2002	<input checked="" type="checkbox"/>
Information Disclosure	30-May-2002	<input checked="" type="checkbox"/>
Power of Attorney by Assignee	30-May-2002	<input checked="" type="checkbox"/>
Notice Regarding Power of Attorney Received	07-Jun-2002	<input type="checkbox"/>
Petition to Extend for Copendency	21-Jun-2002	<input checked="" type="checkbox"/>
Advisory Action Received	24-Jun-2002	<input type="checkbox"/>
Continued Prosecution Application filed	01-Jul-2002	<input checked="" type="checkbox"/>
Copies	01-Jul-2002	<input checked="" type="checkbox"/>
Filing Fee	01-Jul-2002	<input checked="" type="checkbox"/>
Corrected Filing receipt received	18-Oct-2002	<input type="checkbox"/>
Notice of Publication Received	20-Feb-2003	<input type="checkbox"/>
EXTENSION	29-May-2003	<input checked="" type="checkbox"/>
NOTICE OF Appeal	29-May-2003	<input checked="" type="checkbox"/>
Amendment	24-Jul-2003	<input checked="" type="checkbox"/>
Information Disclosure	24-Jul-2003	<input checked="" type="checkbox"/>
Request for Continued Examination w/fee	24-Jul-2003	<input checked="" type="checkbox"/>
3 month office action received	24-Nov-2003	<input type="checkbox"/>
Amendment	18-Dec-2003	<input checked="" type="checkbox"/>
Notice of Allowability and Notice of Allowance Received	24-Mar-2004	<input type="checkbox"/>
Fee Address Form	04-Jun-2004	<input checked="" type="checkbox"/>
Issue Fee and Publication Fee Paid	04-Jun-2004	<input checked="" type="checkbox"/>
Patent Copies Ordered (3)	04-Jun-2004	<input checked="" type="checkbox"/>
Notice of Recordation of Assignment Document received	11-Aug-2004	<input type="checkbox"/>

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Notice of Abandonment Received

03-Jan-2005



User ID: harrison\_lj

Date Created: 17-Apr-2002

Last Update: 07-Jan-2005